

## IS THE BOND GOOD

## QUESTION TO BE SETTLED BY MANDAMUS PROCEEDINGS.

District Clerk Bridgman Refuses to Approve a Bond—Amdison and Only Commence Mandamus Proceeding Against Him—Bridgman Says the Bond is Not Good but Amdison and Only Say That Their Client Has Given a Good Bond—A Fine Legal Point to be Settled.

There was a mandamus proceeding commenced in the district court yesterday against Circuit Clerk Bridgman by Amdison and Conley to compel him to approve a bond filed in a civil suit which involves a very legal point.

In the case at issue a bond was filed and sworn to as the law requires, but Mr. Bridgman not being satisfied that the bond was good refused to approve it and hence the mandamus proceedings.

In filing a bond the parties giving it are obliged to make oath that they are worth more than the amount of the bond and the question is whether the district clerk is in duty bound to accept these depositions as conclusive evidence that the bond is good or whether he must use his own discretion in determining the matter.

In this case the plaintiff, W. A. Crippen, sets up as cause of action that on the 27th day of February, 1895, the district court of Sedgewick county in case pending in said court, C. H. Clapp was plaintiff and Cadance A. Myers et al were defendants, that a writ of assistance issued against him commanding sheriff of Sedgewick county to place L. W. Clapp in possession of the property described in said petition.

A reference to the files in the original case and to the petition referred to shows that the bond in dispute was a tract of nearly ten acres up on the little river in the middle of section 8, township 27.

Crippen then sets up that at the time of trial he obtained an order of court staying the proceedings and the issuing of the writ of assistance upon his filing a bond with the district clerk for the sum of \$500.

He further claims that he was given five days from the 27th day of February to file his bond. That he filed such bond signed by Lewis L. Myers, Bird Myers and N. H. Stallman, who qualified that they were worth \$3,000 over and above all exemptions and liabilities.

Now the question is ought the district clerk accept such evidence as absolute proof that the bond is good. L. W. Clapp gave Mr. Bridgman notice that he would hold him responsible for the bond and that caused Mr. Bridgman to investigate as to the financial standing of the parties signing the bond.

He found that two of the men signing owned farms but they were mortgaged and Mr. Amdison claimed that the bond of the men was unimpaired and owned a farm clear of all incumbrance. But by questioning the young man Mr. Bridgman found that the latter was only a minor child living with him and Bridgman claimed that by virtue of his supporting his mother and the minor children he was not in a position to be exempt from execution and he refused to approve the bond.

The case was brought before Judge Reed and five days more was given in which to file the bond and in the meantime the mandamus case will be determined. The case will be watched with a good deal of interest.

## RECOGNITION OF FAITHFUL WORK.

Wonderful Energetic Labors of the Pastor of a Wichita Church.

During the declining days of the boom in this city St. John's Episcopal church undertook the building of a fine stone church edifice on the corner of Topeka avenue and Third street. Which, when finished, was to be one of the finest churches in the state. Subscriptions were obtained in the sum of nearly \$40,000 to build and equip the building. A large stone building was commenced and prosecuted until the walls were up and trusses for the roof put in place and a temporary roof put on, when hard times came upon the country and those who had subscribed to pay for the building were unable to pay their subscriptions without serious inconvenience. The pastor, Rev. John E. Van Herick, called upon the donors and the church people thought it would show a better Christian spirit to let the work stop than to oppress the subscribers, and work was suspended. Hard times grew worse and subscribers became utterly unable to pay and nothing more could be done. Afterwards C. A. Walker, a prominent business man, took the lots on which the building stood, to protect the building put on a slate roof and placed in the building bellers and pipes for heating purposes. Here all work on the building stopped and the openings for windows were covered with white muslin, which in a short time became torn and fluttered and exposed the interior of the building, which seemed to delight in sporting with their ghastly appearance and gruesome apparitions often appeared to the minds of the people who passed the windows as they passed at night; and for a long time the building looked like some deserted ruins of ancient times. And was an eye sore to the people of the city and a thorn in the side of the members of the church.

About two years ago the Rev. John E. Van Herick, who called as rector of the church. When he began his work he found the society weak and out of heart and largely in debt. They were then worshipping in their old building on Lawrence avenue on which there was a mortgage for more than the property could be sold for, and foreclosure imminent, and the new building was under a mortgage of about \$20,000 and he at once recognized the fact that something must be done and speedily or the church would be without a place in which to worship. He at once addressed himself to the work of putting new life into the parish, lifting the members out of their despondent condition, relieving the church of its burden of debt and of completing the new stone church. With indomitable energy and zeal he went to work and with the aid of the ladies of the church he raised the money to put up the two flights of stone steps at the west end of the building put in the floor plaster it and put it in condition to hold services in and paid \$500 on the mortgage upon it. The ladies of the parish by their efforts raised \$1,000 to help pay for the improvements. But when the pastor found that the church was not called and a large mortgage still upon the property, which, if it could be reduced to \$5,000, would be taken and carried by the Trinity Church Extension society of New York at 4 percent interest. In October last the church gave Rev. Van Herick a vacation and he went east and, by his untiring efforts, raised money to call the upper part of the building and reduce the indebtedness upon the property to \$4,000 and that has been furnished and the mortgage satisfied and a new mortgage to the Trinity people for \$4,000 at 4 percent given; and while he was gone the church has been beautifully refitted and he sent the money to pay for it soon or before the work was completed. The church is now well advanced in being finished; it is a noble structure, beautifully arranged, neatly and artistically finished and is the pride of the parish and an ornament to the city. The society is practically out of debt, except the \$5,000 to the Trinity society, and the funds are being provided to erect the flight of stone steps on the south side of the edifice and all this has been done largely by the untiring zeal and work of the rector.

## IS FINISHED AT LAST.

Some Interesting Facts About the Building of St. John's Episcopal Church.

Appropos to the opening of St. John's Episcopal church, which was held yesterday afternoon, after having been closed several weeks receiving the finishing touches on the interior, it is in order to call attention to the fact that the building is now ready for occupancy and is the pride of the parish and an ornament to the city. The society is practically out of debt, except the \$5,000 to the Trinity society, and the funds are being provided to erect the flight of stone steps on the south side of the edifice and all this has been done largely by the untiring zeal and work of the rector.

A beautiful and slightly edifice now occupies the site of the old church, after having been closed several weeks receiving the finishing touches on the interior, it is in order to call attention to the fact that the building is now ready for occupancy and is the pride of the parish and an ornament to the city. The society is practically out of debt, except the \$5,000 to the Trinity society, and the funds are being provided to erect the flight of stone steps on the south side of the edifice and all this has been done largely by the untiring zeal and work of the rector.

These authoritative orders were, happily, never enforced, for about this time the Rev. John E. Van Herick of California appeared on the scene, looking the field over, believed he saw one more hope left, and upon the earnest solicitation of the bishop, recommended by the board of trustees, the unanimous call of the church, finally was prevailed upon to remain and do his work. The task seemed formidable and the resources already overworked, but with courageous spirit he undauntedly set to work. At that time both churches were entirely lost and out of the hands and control of the Episcopal people. The new church corner Third street and Topeka avenue had been begun in the palmy boom days with a flourish, and about half completed, and then suddenly stopped and stood ever since an eye sore to the city irrespective of creed or sect. It was doubly a thorn in the flesh of the parish for every conceivable scheme had been resorted to in the vain effort to finish what had promised to be a great building, a credit to the church and the community. To end the story without giving the history of how it was done, let it be said that Mr. Van Herick resolutely and fearlessly set to work, organized among the gullies and chapters and set everyone else at work and in season and out kept together his flock and reared a sturdy structure in what the church now holds its services. Last summer he went east with the avowed intention of placing before his large circle of wealthy and influential friends in New York the case in which was his heart's interests. The absence of a large number in Europe and the fact that the rector was in the land and a partial failure, so last fall he went once more and better than the most sanguine hoped for, he raised a sum of about \$10,000, and of every cent of which was promptly forwarded to Wichita to be spent here for material and workmen, and by this aid immediate steps were taken to finish the interior decorations. The church is now called, and this will be followed shortly by rearing the stone steps on the south side and frescoing the interior. The untiring and disinterested zeal coupled with indefatigable efforts on the part of the rector who came among us a stranger, have endeared him to all, not alone of the parish, but among Wichita citizens generally with whom he has become very popular. Lent came on and the rector was in the evening of the ladies of the general guild tendered the rector a reception which was largely attended by an enthusiastic gathering all of whom were anxious to welcome back their beloved rector. Only by his tireless exertions and commendable zeal could the gloomy cloud of despair have been lifted, and in the place of an unsightly pile of rubbish a large and beautiful house of God reared and loved. Last Sunday the church was crowded to its utmost at both services, the vestry choir under the direction of Miss Walton rendered its finest music and all the parish look forward with renewed hope to a bright future, and as the rector expresses it, he is "not building for 1895 alone, but for 1905 as well."

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## WICHITA WOMEN WERE ELECTED.

Members of the L. A. S. and S. of V. Give a Reception to New Officers.

Last week at the state encampment held at Lawrence, Wichita was honored by the election of two of her bright and intelligent lady citizens to positions of honor and responsibility. The convention of the L. A. S. in the election of state officers for the ensuing year were unanimous in their choice of Wichita's two fair candidates for the positions of Division President and Division Treasurer. Mrs. Emma J. La Paz being elected for the highest position in the order of the L. A. S. for the state, that Division President, while on her sister Mrs. Helena S. Mason was conferred the responsible position of Division Treasurer. Last night the members of the L. A. S. camp No. 4, with comrades of the G. A. R. and W. R. C. and others assembled at the residence of G. W. Strode No. 1306 East Oak street, and gave a reception to the president and treasurer elect. It was an impromptu affair but was quite an ovation, and though unexpected to the fair ladies, they were equal to the occasion and acquitted themselves most creditably, winning additional admiration from their many friends there assembled to give public recognition of the honor conferred upon them. After congratulations, speeches and happy responses, followed by an elegant lunch of ice cream, fruit, etc., the remainder of the evening was devoted to music and a free for good time that was indulged in and enjoyed by all. The ladies of the parish by their efforts raised \$1,000 to help pay for the improvements. But when the pastor found that the church was not called and a large mortgage still upon the property, which, if it could be reduced to \$5,000, would be taken and carried by the Trinity Church Extension society of New York at 4 percent interest. In October last the church gave Rev. Van Herick a vacation and he went east and, by his untiring efforts, raised money to call the upper part of the building and reduce the indebtedness upon the property to \$4,000 and that has been furnished and the mortgage satisfied and a new mortgage to the Trinity people for \$4,000 at 4 percent given; and while he was gone the church has been beautifully refitted and he sent the money to pay for it soon or before the work was completed. The church is now well advanced in being finished; it is a noble structure, beautifully arranged, neatly and artistically finished and is the pride of the parish and an ornament to the city. The society is practically out of debt, except the \$5,000 to the Trinity society, and the funds are being provided to erect the flight of stone steps on the south side of the edifice and all this has been done largely by the untiring zeal and work of the rector.

## CITY IN BRIEF.

Miss Blanche Beam of Hutchinson, is visiting in the city.

The little son of B. L. Whitlock, who has been quite sick, is improving.

Mr. L. Gross of the Golden Eagle has returned from the astern markets.

Mrs. H. Sutton of 128 East Douglas, has been quite ill but is improving rapidly.

Mrs. William Meyers was seen on the streets yesterday after several weeks of sickness.

Miss Lulu Simmons is entertaining Miss Myrtle Gregory of Uvalde Farm, Larned, Kan.

Miss Gertrude Walker, who had been attending school in this city, returned to her home in Caldwell yesterday.

The Second Regiment band has been engaged to give the excursion to Englewood tomorrow.

Mr. Bert Fowler arrived from Eureka yesterday and has accepted a position with the Elite restaurant as chief cook.

Mr. and Mrs. G. W. Mathews of Cawker City attended the grand lodge A. O. U. W. and were guests of G. W. Tanner.

The funeral of Mrs. F. A. Davis will be held at 2 o'clock at the home 625 South Main street. All friends are invited.

Dr. Johnson telephoned the Eagle at midnight that a cold was coming and that the thermometer will fall twenty to thirty degrees this evening.

Captain George N. Holcombe left the city yesterday at noon for Edinburg, Ind., where he was called by the serious illness of Mrs. Holcombe's father.

Having been informed that his St. Louis house will not be ready for him until about the first of April, Mr. M. B.

## IS HE YANK OWENS

## HAS JUDGE HATTON DISCOVERED THE MISSING MAJOR.

Letter Received in Wichita From the Pacific Slope Signed by Major Owens—Judge Hatton Thinks it is Yank's Handwriting—Dunbar Thinks Yank Never Wrote it Because He Said Nothing About Napoleon—Dad Caldwell is Willing to Bet the Real Major Owens is Alive and in San Francisco.

"I have in my hand a letter from our long lost friend," said Judge Hatton yesterday as he rushed into Dunbar's undertaking establishment holding an envelope in his hand.

Dunbar was speechless and for some time thought that he must just have awoken from a dream. He finally said: "Judge you don't mean to say that you have received a letter from Yank Owens?"

"That is just what I have," answered the judge, and then Dunbar went to the telephone and called up City Assessor Dug Caldwell and told him the news. In about three minutes Mr. Caldwell came down Main street at a 220 pace and his gray mare knocked the fire out of the pavement at every step.

Mr. Caldwell drove up to Dunbar's place and in a few minutes the three were seated at a table and the letter in question was produced.

Judge Hatton said he looked like Yank Owens' hand but Dunbar thought it might be an imitation. The letter was dated San Francisco, Feb. 18, and commenced: "Mr. Charles Hatton—My dear comrade," Caldwell said that sounded exactly like Yank Owens and Judge Hatton thought it sounded familiar.

Then the three friends discussed the disappearance of their friend and wondered if some man in California formerly of Wichita was not playing a trick on them and they examined the letter critically.

The suspicious letter was laid on the table and the three men talked over the strange disappearance of their old friend. It was now more than a year since his familiar face was seen on the streets of Wichita.

Major Owens was a very distinguished looking man and if he had gone to California from the United States, he would have been able to identify him but nobody since that eventful day, when people whispered on the streets of Wichita that Yank Owens was missing and perhaps murdered had ever said I saw him some where.

The evening before that eventful morning people asserted that they had seen the Napoleonic form of Major Owens walking along in his usual dignified manner on the streets of San Francisco. He was wearing a top hat and a long overcoat and was carrying a cane. He was surrounded by a crowd of people and was being hailed by many of them. He was looking very well and was in good spirits. He was talking to many of the people and was being very friendly to them. He was looking very well and was in good spirits. He was talking to many of the people and was being very friendly to them.

There was one passage in the letter which read: "San Francisco is in many respects the most remarkable city in the world. It is surrounded by the grandest scenery the human eye has ever rested upon. A harbor in which the fleets and navies of the world can safely ride at anchor. Washed by the waves of the Pacific ocean, a splendid military post defended by 350 heavy guns. Union Iron works that have constructed three war ships for the government."

"There," said Caldwell, "Yank would take in the military situation the first thing. He is all right and is in San Francisco and I shall go right out there and see him and bring him back here. You just wait and see if I don't."

"But here," said Hatton, "Dug, what do you think of this passage?" "San Francisco is a very dark city of which I will speak in another letter. There are more things here than can be found in proportion to population than can be found in any other place out of hell. There are more things here than there are Hquors are sold. There is a mania for suicide. I counted thirteen in one week."

"Well, sir," Yank never wrote that, or else he is insane himself," said Caldwell. Hatton however thought Yank had written those very words and the three men went on to discuss the letter and the mystery of his disappearance. They concluded that Yank was still alive and was in San Francisco and they decided to go there and see him.

"Yank wrote that letter. He is alive and in California and the mystery is cleared up."

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## Cohn of the Globe will continue business here during this month.

Councilman F. S. Munson and Mrs. Munson, of Los Angeles, Cal., are expected to arrive here today. They will remain with relatives a short time continuing their journey to New York City.

Mr. Cash Henderson leaves today for New York on his annual spring tour for a fine line of bargains which will be arriving in the course of a few days. Watch the space and you will learn all about it.

Excursionists to Englewood will see, among other things of especial interest, Colonel Perry's prize herd of Jersey cattle that are kept on lands that are under irrigation. The trip promises to be one of especial enjoyment.

All persons who received invitations to the annual ball last May are cordially invited to attend the ball to be given Friday of this week at the Auditorium under the auspices of the United Commercial Travelers council No. 29.

The report that the Boston store will leave Wichita by enlarging its stock and leaving Wichita is a thing the Boston store never dreamed of. Wichita is good enough for us; is what Mr. Walker said last night when asked about the report.

Mr. George Freeman, who had been chief clerk at the Carey for over two years, has resigned his position and is now connected with the Kansas Land Advocate. Mr. Freeman is a very pleasant and affable gentleman and numerous friends among the traveling public regret the change as he was a general favorite.

An effort is being made to induce Rev. C. S. Cheffeld, Sunday school missionary of the American Baptist Publication society, to come to the state of Kansas, to hold a Sabbath school institute next Tuesday and Wednesday evenings in the Y. M. C. A. auditorium. If the effort succeeds, it will be given through the Eagle. If held the institute will afford Sabbath school workers a good opportunity to get new ideas and methods.

A movement is on foot to put several hundred acres of land under irrigation along the little river and Cowardin valleys near Wichita, sub-dividing the land into small tracts of about five acres to be let cheap to gardeners and fruit growers. No need of going far out in the "wild west" away from markets and civilization, when you can have it for one half the price here in the celebrated Arkansas and Colorado valleys. The land is now being marketed. About March 10 St. Louis, Mo., will have a big sale of lands ready for sale at reasonable prices.

## COMING LOCAL EVENTS.

Regular meeting of Ivy Leaf chapter No. 3, O. E. S. Tuesday evening March 3d. Work. By order of the W. M. Pocahontas lodge will meet at Red Men hall March 6. Let every member be present as there is business of importance.

There will be a meeting of the Prohibition league at the W. C. T. U. rooms Monday March 4, at 8 p. m. By order of committee.

The regular meeting of the Ladies Aid society No. 45, S. V. will be held in Garfield hall Monday evening. A full attendance is desired.

The committees for benevolent work will please meet with the chairman 245 North 10th street, Monday afternoon at half past four o'clock.

Caroline Harrison circle No. 56, will meet in regular session at 229 Tuesday afternoon, March 5, in Sons of Herman hall. By order of the president.

Regular communication of Wichita Lodge No. 29, A. F. and A. M. Monday evening at 7:30 o'clock p. m. Visitors welcome. A. J. Applegate, Secy.

The Parish Aid chapter will meet Wednesday at 2 p. m. Mrs. Heller's with articles of sewing and material for lenten work; as the new president of the chapter, it is hoped that members will be present. Secy. Parish Aid.

There will be a social given under the auspices of the Ladies Aid society at the corner of Topeka and 10th streets, Wednesday evening at 8 o'clock. A splendid program has been arranged and something in the way of refreshments will be provided.

All members of Mr. Oliver Commandant's Knights Templar will be at the assembly at 1 o'clock this afternoon in full uniform for the purpose of attending the funeral of Sir Knight J. A. D. Sullivan. Following funeral service will be given by W. A. J. Applegate, Recorder.

Regular open meeting of Hypatia tomorrow afternoon. The subjects for the day are: What are Americans doing in art? Education and art in life. The artist and the artisan. Mrs. C. W. Jackson leader, assisted by Mrs. Guthrie and Mrs. Strong. A large number of members is desired. Mrs. J. M. Knapp, Secy.

Mr. Roberts of Preston, Kan., will give a lecture on the Life of Christ with stereoscopic illustrations Tuesday evening March 5, at the Dodge avenue M. E. church. These pictures are exceptionally fine and all those who miss the opportunity of seeing them will regret it. Proceeds go for the benefit of the Ladies Aid society of that church.

Regular meeting of the Wichita Choral building. New music. Business of importance. There will be a fine time and every member is expected. Those who have been invited to join are requested to be present and an opportunity will be given to new members. Names of persons desiring to become members. All members report on tickets.

Regular meeting of Garfield Post Tuesday evening, March 2, 8:30 p. m. Sharp. Commanders are requested to be present as there is important business to be transacted. Let every comrade be present. By order of J. B. Martin, Commander. J. B. Caldwell, Adj.

Regular meeting of Wichita Division No. 125, O. E. C. in Red Men hall at 1:30 p. m. A. Anderson, C. C.

## HAS MUCH OF MYSTERY.

Strange Case of a Pretty Young Girl Who Might Have Suicided.

San Francisco, March 2.—Much that is mysterious surrounds the death of Grace A. Benjamin, a pretty girl 19 years old, who was found dead today in a bath room of a lodging house at the corner of Sutter and Stockton streets. The girl had been smothered by gas apparently accidentally, but it may have been suicide.